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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

ROBERT BARRY WOOD

Serial No.: 09/546,312

Filed: February 4, 2004

For: SYSTEM AND METHOD FOR VIRTUAL TAPE VOLUMES

Attorney Docket No.: 99-089-TAP (STK 99089 PUS)

Group Art Unit: 3419

Examiner: Bataille, Pierre Miche

PETITION UNDER 37 C.F.R. §1.316(c)

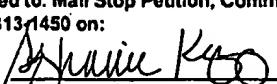
Mail Stop Petition
Commissioner for Patents
U.S. Patent & Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Please be advised that the issue fee for the above-identified patent application was due on December 22, 2003. However, the Notice of Allowability mailed September 22, 2003 improperly indicated that claims 1, 3-8 and 15-20 were allowed. The error was communicated to the Examiner. The Examiner mailed a Notice of Allowability that properly indicated claims 1, 5-10 and 15-20 were allowed on December 15, 2003. The Notice of Allowability mailed on December 15, 2003 was not received by Applicant in sufficient time to pay the issue fee prior to the due date. Abandonment of the patent application was unintentional.

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CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8		
I hereby certify that this paper, including all enclosures referred to herein, is being deposited with the United States Postal Service as first-class mail, postage pre-paid, in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:		
2/13/2004 Date of Deposit	Stephanie Klepp Name of Person Signing	 (Signature)

Please charge any additional fee or credit any overpayment in connection with this filing to our Deposit Account No. 19-4545. A duplicate of this Petition is enclosed for this purpose.

Respectfully submitted,
ROBERT BARRY WOOD

By: 

Timothy R. Schulte
Registration No. 29,013
Attorney/Agent for Applicant

Date: February 11, 2004

STORAGE TECHNOLOGY CORPORATION
One StorageTek Drive, MS-4309
Louisville, Colorado 80028-4309
Phone: 303-673-5989